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RECEIVED AND FILED
WITH THE
N.J. BOARD OF DENTISTRY
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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF DENTISTRY

IN THE MATTER OF	:	Administrative Action
	:	
IRA S. PORT, D.M.D.	:	CONSENT ORDER
License No. 22DI 01146000	:	
	:	
LICENSED TO PRACTICE DENTISTRY:	:	
<u>IN THE STATE OF NEW JERSEY</u>	:	

The New Jersey State Board of Dentistry ("Board") reviewed information regarding the dental practice of Ira S. Port, D.D.S. ("Dr. Port" or "respondent"), and in particular the alleged inappropriate treatment of patient R.P. on October 13, 2009. Dr. Port performed dental treatment on R.P., a then 60 year-old woman, including bone grafting, four quadrants of scaling and root planing and six extractions, under parenteral conscious sedation. During the procedure, which lasted approximately 1½ hours, it is alleged respondent administered Versed, Valium and Benadryl. It was alleged there was poor patient selection, a lack of medical consultation, a lack of knowledge in pharmacology and anesthesia,

poor record keeping and a failure to follow-up the patient's condition.

On September 18, 2013, respondent appeared at an investigative inquiry with counsel in regard to a matter captioned as to Dr. Todd Garland. Based on its review of the patient record and respondent's testimony, the Board believes that respondent demonstrated a deficiency of knowledge in dental concepts and practices related to sedation, including patient assessment, pharmacology, treatment of medically compromised patients, and emergency protocols.

Having reviewed the record created to date, it appears to the Board at this time that respondent's use of parenteral conscious sedation or enteral sedation in his practice and/or his treatment of patients under sedation (enteral, parenteral conscious sedation or general anesthesia) is not consistent with the public health, safety, and welfare. Respondent, without making any admissions and reserving his ability to defend against any action that may be brought, has agreed to the voluntary entry of this order. The Board finds the entry of this consent order to be adequately protective of the public health, safety, and welfare.

THEREFORE, IT IS ON THIS 5th DAY OF November, 2014,

HEREBY ORDERED AND AGREED THAT:

1. Ira S. Port, D.M.D. agrees voluntarily to immediate cessation of the use of parenteral conscious sedation and enteral

sedation in his practice. Respondent shall not treat any patient receiving enteral sedation, parenteral conscious sedation, or general anesthesia until completion of a PCS course as outlined below.

2. Dr. Port must complete an 80 hour PCS course as described in N.J.A.C. 13:30-8.2 prior to performing any further services under his PCS permit. The PCS course must be pre-approved by the Board. Respondent shall submit proof of successful completion of the course to the Board but does not need to return to appear before the Board. "Successful completion" means that Respondent has fully attended live sessions of the course, fully participated, and received a final evaluation of an unconditional pass. Respondent shall be entirely responsible for any and all costs or expenses relating to the courses. These courses are required in addition to respondent's obligation to complete continuing dental education pursuant to N.J.S.A. 45:6-10.1.

3. Failure to comply with any of the terms of this consent order may result in immediate disciplinary action, including an application for suspension of license on short notice.

4. The parties hereby stipulate that entry of this Order is without prejudice to further action, by this Board or the Attorney General, the Drug Control Unit, the Director of the Division of Consumer Affairs or other law enforcement entities resulting from

Respondent's conduct prior to the entry of this Order which does not involve patient R.P.

NEW JERSEY STATE BOARD OF DENTISTRY

By: Shirley Birenz, MS RDH
Shirley Birenz, MS, RDH
Board President

I have read and understand this
Consent Order and agree to be
bound by its terms.
I consent to the entry of this Order.

Ira S. Port DMD
Ira S. Port, D.M.D.

10/7/14
Date

I consent to the form and
entry of this order.

CEM
Christopher E. Martin, Esq.
Attorney for Dr. Port

10/7/14
Date